

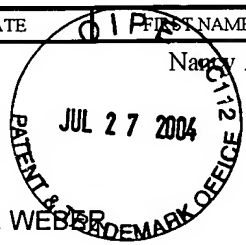


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IFW

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/811,096	03/26/2004	Nancy A. Dulzer	MBC-0518



23575
 JOSEPH G CURATOLO, ESQ.
 RENNER KENNER GREIVE BOBAK TAYLOR & WEBER
 24500 CENTER RIDGE ROAD, SUITE 280
 WESTLAKE, OH 44145

CONFIRMATION NO. 9732

FORMALITIES LETTER



OC000000012920004

Date Mailed: 06/10/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

07/28/2004 MAHME1 00000075 10811096

01 FC:1051

130.00 DP

*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature in black ink, appearing to read "Muylen", is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Nancy A. Dulzer, et al. Docket No. MBC.P0518
Serial No. 10/811,096 Examiner:
Filed: 3/26/2004 Group Art Unit:
For: Liquid Coloring Suspension and Colored Cementitious Composition

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Certificate of Mailing

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Joan R Barnes

(type or print name of person signing paper)

Joan R Barnes

(signature of person mailing paper)

7-23-2004

(date)

TRANSMITTAL SHEET

Enclosed is:

Transmittal Sheet with Certificate of Mailing and Authorization to Charge Deposit Account
Notice to File Missing Parts of Nonprovisional Application
Completion of Filing Requirements
Statement By Attorney
Declaration (signed in counterpart)
Check in the Amount of \$130.00
Return Receipt Post Card

AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT

In the event an additional fee is applicable to the filing of this document and the required fee is not enclosed, or the fee submitted is insufficient, the Commissioner is hereby authorized to charge any fees which might be required to effect the filing of this (these) documents to Account No. 18-0987. This certificate is submitted in duplicate.

Respectfully submitted,

Joseph G. Curatolo

Joseph G. Curatolo, Esq. (Reg. No. 28837)
Renner, Kenner, Greive, Bobak, Taylor & Weber
24500 Center Ridge Road Suite 280
Westlake, OH 44145
Telephone: (440) 808-0011
Attorney for Applicants

Date

7-23-2004



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Paula, et al.

Docket No.: MBC-0518

Serial No: 10/811,096

Examiner: N/A

Filed: 3/26/2004

Group Art Unit: N/A

For: Liquid Coloring Suspension and Colored Cementitious Composition

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Joan E. Barrios
(type or print name of person signing paper)

Joan E. Barrios
(signature of person mailing paper)

7-23-2004
(date)

COMPLETION OF FILING REQUIREMENTS

I. This replies to the Notice to File Missing Parts of Application (Formalities Letter) mailed .

☒ A copy of the Notice to File Missing Parts Application-Filing Date Granted (Formalities Letter) is enclosed.

DECLARATION OR OATH

II. (a) ☒ No executed declaration or oath was filed. Enclosed is the original executed declaration or oath for this application.

OR

(b) ☐ The declaration or oath which was filed was determined to be defective. A new original oath or declaration is attached.

Attached is a

- (c) ☐ Statement by a registered attorney that the application filed in the PTO is the application which the inventor executed by signing the declaration.
- (d) ☒ Statement that the "attached" specification is a copy of the specification and any amendments thereto which were filed in the PTO to obtain the filing date.

AMENDMENT CANCELING CLAIMS

- III. ☐ Cancel claims _____ inclusive.

TRANSMITTAL OF ENGLISH TRANSLATION OR NON-ENGLISH LANGUAGE PAPERS

- IV. ☐ Submitted herewith is a verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the PTO.

SMALL ENTITY STATUS

- V. Applicant is
- [] a small entity
verified statement:
- [] enclosed
- [] already filed in application
- [X] other than a small entity

COMPLETION FEES

- VI.
1. Filing Fee
- ☐ original patent application (37 CFR 1.16(a)- \$790; Small entity - \$395) \$ 0.00
- ☐ Design application (37 CFR 1.16(f) \$330; small entity - \$165) \$ 0.00

2. Fees for claims

- ☐ each independent claim in excess of 3
(38 CFR 1.16(b)-\$82; small entity -\$41) \$ 0.00
- ☐ each claim in excess of 20 (37 CFR 1.16(c)-\$22;
small entity-\$11) \$ 0.00
- ☐ multiple dependent claim(s) (37 CFR 1.16(d) - \$270;
small entity- \$135) \$ 0.00

3. Surcharge Fees

- ☐ late payment of filing fee
and/or
- ☒ late filing of original declaration or oath (37 CFR 1.16(e) - \$130;
small entity - \$65); \$ 130.00

4. ☐ Petition and fee for filing by other than all the inventors or person not the
inventor (37 CFR 1.17(h) and 1.47 - \$130) \$ 0.00

5. ☐ Fee for processing an application filed with a specification in a non-
English language (37 CFR 1.17(k) and 1.52(d)-\$130) \$ 0.00

6. ☐ Fee for processing and retention of application (37 CFR 1.21(l) and
1.53(d)-\$300) \$ 0.00

Total completion fees \$ 130.00

EXTENSION OF TIME

VII.

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

- (a) ☐ Applicant petitions for an extension of time, the fees for which are set out
in 37 CFR 1.17(a)-(d), for the total number of months checked below:

<u>Extension months</u>	<u>Fee for other than small entity</u>	<u>For small entity</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 420.00	\$ 210.00
<input type="checkbox"/> three months	\$ 950.00	\$ 475.00
<input type="checkbox"/> four months	\$ 1,480.00	\$ 740.00
<input type="checkbox"/> five months	\$ 2,010.00	\$ 1,005.00
Extension Fee		\$ <u>0.00</u>

If an additional extension of time is required please consider this a petition therefor.

Based on the extension requested in this petition, the extended period for response will expire on _____.

or

(b) ☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

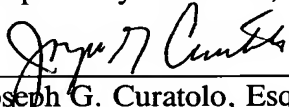
6. Fee Payment

Attached is a check in the amount of \$ 130.00

7. Fee deficiency

☒ If any additional extension and/or fee is required, charge Deposit Account No. 18-0987. A duplicate of this transmittal is attached.

Respectfully submitted,


 Joseph G. Curatolo, Esq. (Reg. No. Joseph G.
 Curatolo, Reg. No. 28,837)
 Renner, Kenner, Greive, Bobak, Taylor & Weber
 24500 Center Ridge Road, Suite 280
 Westlake, OH 44145
 Telephone: (440) 808-0011
 Attorney for Applicants

7-23-2004
 Date



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application: Dulzer, et al.

Docket No. MBC-0518

Serial No. 10/811,096

Group Art Unit: N/A

Filed: March 26, 2004

Examiner: N/A

For: Liquid Coloring Suspension and Colored Cementitious Composition

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Joan R. Bannis
(type of print name of person signing paper)

Frank Barri
(signature of person mailing paper)

7-23-2004
(date)

**Mail Stop Missing Parts
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

STATEMENT BY ATTORNEY THAT PAPERS ATTACHED TO DECLARATION
ARE A COPY OF THOSE FILED IN USPTO TO GET A FILING DATE

I, Joseph G. Curatolo
Renner, Kenner, Greive, Bobak, Taylor & Weber
24500 Center Ridge Road, Suite 280
Westlake, Ohio 44145

Reg. No. 28,837
Phone No. 440/808-0011

state I am the attorney for this application and that I have reviewed the

1 pages of abstract
31 pages of specification
52 pages of claims
3 sheets of drawings

as shown in my files to be the papers I filed in respect to the above-identified application and have compared them to the papers attached to the declaration(s) of

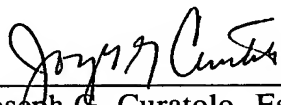
Nancy A. Dulzer
Jeffrey L. Matrician
Martin E. Wild

for Liquid Coloring Suspension and Colored Cementitious Composition

which accompany this statement, and I declare that these papers attached to the declaration(s) are a copy of the specification and any amendment thereto which I filed in the PTO in order to obtain a filing date for this application by:

- ☐ depositing by hand at the PTO
- ☐ mailing to the PTO
- ☒ mailing to the PTO by Express Mail bearing Mailing Label Number EL722636169US on March 26, 2004.

Respectfully submitted,



Joseph G. Curatolo, Esq. (Reg. No. 28,837)

Date 7-23-2004